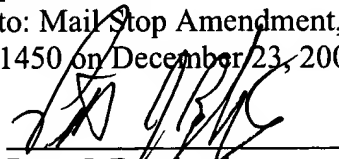


## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 23, 2004.

  
Peter J. Borghetti  
Reg. No. 42,345

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.	:	09/929,979	Confirmation No. 2164
Applicants	:	Noah J. Ternullo et al.	
Filed	:	August 15, 2001	
TC/A.U.	:	2684	
Examiner	:	Gantt, Alan T.	
Title	:	METHOD AND APPARATUS FOR DETERMINING THE CONTEXT OF A HANDHELD DEVICE	
Docket No.	:	12078-141	
Customer No.	:	26486	

PERKINS, SMITH & COHEN, LLP  
One Beacon Street, 30<sup>th</sup> Floor  
Boston, MA 02108  
(617) 854-4000

TO: Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### RESPONSE/AMENDMENT A

Sir:

In response to the Office Action dated September 30, 2004 allowing claims 25-28, objecting to claims 6, 16-18, 30 and 40, and rejecting pending claims 1-5, 7-15, 19-24, 29 and 31-39, in the above-mentioned application, please amend this application as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 4 of this paper.

**Remarks/Arguments** begin on page 11 of this paper.